

**ORGANIZATIONAL AND REGULAR MEETING OF THE MAYOR AND BOARD OF TRUSTEES OF THE
VILLAGE OF IRVINGTON, NEW YORK HELD ON TUESDAY APRIL 15, 2003 AT 8:00 P.M. VILLAGE
HALL, 85 MAIN STREET, IRVINGTON, NEW YORK.**

Present: Dennis P. Flood, Mayor
 Garrard R. Beeney, Trustee
 Peter Derby, Trustee
 Richard J. Livingston, Trustee
 Isabel B. Milano, Trustee
 Stephen A. McCabe, Administrator
 Donald P. Marra, Deputy Administrator
 Lawrence S. Schopfer, Clerk-Treasurer
 Gregory Nilsson, Supt. of Public Works
 Lino J. Sciarretta, Village Attorney's Office
 Louis Grieco, Police Chief

The annual organizational meeting was called to order by Mayor Flood who led the attendance in the pledge of allegiance to the flag of the United States of America.

Village Justice Lawrence Ecker administered the Oath of Office to Dennis P. Flood as Mayor for a two-year term.

Village Justice Lawrence Ecker administered the Oath of Office to Garrard R. Beeney as Trustee for a two-year term.

Village Justice Lawrence Ecker administered the Oath of Office to Isabel B. Milano as Trustee for a two-year term.

Mayor Flood called the annual organizational meeting to order.

Mayor Flood presented Peter Oley with the Adele M. Warnock Good Citizenship award for 2003.

Mayor Flood appointed Garrard R. Beeney as Deputy Mayor.

Mayor Flood requested a motion to hold regular Village Board meetings on the first and third Mondays of each month of the calendar year, except in July, August, and September during which months the Board will meet on the third Monday. Additionally, the Board will hold Worksessions on the Wednesday preceding each regular Monday meeting. Said regular meetings to begin at 7:00 p.m.(executive session; public meeting to begin at 8:00 p.m.); Worksessions to begin at 7:00 p.m.; All to be held in Irvington Village Hall. Trustee Livingston made such a motion. The motion was seconded by Trustee Milano and unanimously approved.

Mayor Flood requested a motion to adopt an order of business for regularly scheduled meetings as follows:

1. Call to order
2. Adjournment to executive session
3. Reconvening after executive session at 8:00 p.m.
4. Pledge of allegiance
5. Public comment
6. Old business
7. Special and public hearings
8. Approval of minutes
9. Reading of communications
10. Reports of Boards, Standing Committees and Officers
11. Reports of Special Committees
12. Unfinished business and general orders
13. Special orders
14. New business
15. Presentation of bills
16. Adjournment to executive session
17. Reconvening after executive session
18. Adjournment

Trustee Livingston made such a motion. The motion was seconded by Trustee Milano and unanimously approved.

Mayor Flood requested a motion to designate the Bank of New York of the Village of Irvington as official bank for the deposit of Village funds. Trustee Livingston made such a motion. The

motion was seconded by Trustee Milano and unanimously approved with Trustee Derby not present for the motion or vote.

Mayor Flood requested a motion to designate the Gannett Journal News and the Rivertowns Enterprise as the official newspapers of the Village of Irvington. Trustee Livingston made such a motion. The motion was seconded by Trustee Milano and unanimously approved.

Mayor Flood requested a motion to designate the firm of Bennett, Kielson, Storch, Yablon & DeSantis the government services division of O'Connor, Davies, Munns & Dobbins LLP of White Plains as official independent auditor for the Village of Irvington. Trustee Livingston made such a motion. The motion was seconded by Trustee Milano and unanimously approved with Trustee Derby not present for the motion or vote.

Mayor Flood submitted the following names for appointment certain Village boards, committees, and commissions:

<u>Name</u>	<u>Board</u>	<u>Term Expiration</u>
Najib Budieri	Architectural Review Board - Chair	April 2008
Andy Lyons	Architectural Review Board	April 2006
F.J. Wilson	Environmental Conservation Bd.	April 2005
Robert Pouch	Ethics Board	April 2008
Deborah Flock	Library Board	April 2008
Walter Montgomery	Planning Board	April 2008
Jack Higgons	Tree Preservation Commission	April 2005
Robert Myers	Zoning Board of Appeals	April 2008

Trustee Livingston made a motion to approve the appointments as indicated. The motion was seconded by Trustee Milano and unanimously approved.

Mayor Flood submitted the following names as Mayoral appointments to certain committees and commissions:

<u>Name</u>	<u>Board</u>	<u>Term Expiration</u>
Rita Milo	Beautification Committee	April 2004
Anne Myers	Beautification Committee	April 2004
Heather Bancroft	Beautification Committee	April 2004
Maria Budieri	Beautification Committee	April 2004
Najib Budieri	Beautification Committee	April 2004
Eleanor Consula	Beautification Committee	April 2004
Edith Gioiella	Beautification Committee	April 2004
Stanley Leyden	Beautification Committee	April 2004
Pat Manfredi	Beautification Committee	April 2004
Joan Rothman	Beautification Committee	April 2004
Gerrie Shapiro	Beautification Committee	April 2004
Andrea Kish	Beautification Committee	April 2004
Thomas Jackson	Cable Advisory Board	April 2004
Brenda Livingston	Cable Advisory Board	April 2004
Jan Blaire	Open Space Advisory Committee	April 2004
Nicola Coddington	Open Space Advisory Committee	April 2004
Peg Determan	Open Space Advisory Committee	April 2004
Mary Beth Dooley	Open Space Advisory Committee	April 2004
Richard Goldman	Open Space Advisory Committee	April 2004
Frank Martucci	Open Space Advisory Committee	April 2004
Caroline Niemczyk	Open Space Advisory Committee	April 2004
Maryon Noble	Open Space Advisory Committee	April 2004
Barrett Seaman	Open Space Advisory Committee	April 2004
Dave Walsh	Open Space Advisory Committee	April 2004
Doug Wilson	Open Space Advisory Committee	April 2004
Tony Russo	Open Space Advisory Committee	April 2004
Michael Glantz	Recreation Advisory Committee	April 2006
Robert Munigle	Recreation Advisory Committee	April 2006
James Brennen	War Monument Committee	April 2004
Chris Guiliano	War Monument Committee	April 2004
Greg Nilsson	War Monument Committee	April 2004

Mayor Flood appointed Peter Oley to the position of Village Historian.

Page 3 - Minutes of April 15, 2003 Village Board Meeting

Trustee Livingston made a motion to appoint Kevin J. Plunkett to the position of Village Attorney for a term of 1 year. The motion was seconded by Trustee Milano and unanimously approved.

Trustee Beeney made a motion to appoint Desmond Lyons to the position of Prosecutor for a term of 1 year. The motion was seconded by Trustee Livingston and unanimously approved.

Mayor Flood requested a motion to set the date of the next organization meeting to April 5, 2004. Trustee Derby made such a motion. The motion was seconded by Trustee Livingston and unanimously approved.

There being no further business to conduct in the organizational meeting, Trustee Milano made a motion to close the organizational meeting. Trustee Livingston seconded the motion and it was unanimously approved.

Mayor Flood called to order the regular board meeting.

Mayor Flood opened the floor to public comment on matters not contained on the agenda of the regular meeting. Brenda Livingston asked for an update on the voting machine inquiry made of the Westchester County Board of Elections. There were no comments from those in attendance.

Trustee Milano made a motion to adopt the minutes of the regular meeting of the Village Board held on March 17, 2003. The motion was seconded by Trustee Livingston and unanimously approved as amended with Trustee Beeney abstaining from the vote.

Trustee Livingston made a motion to adopt the minutes of the special meeting of the Village Board held on March 18, 2003. The motion was seconded by Trustee Milano and unanimously approved with Trustees Beeney and Derby abstaining from the vote.

Mayor Flood read communications from Meg Schneider regarding a skateboard park; Stuart Goldberg regarding a donation to the Irvington Fire Department; J.D. Elwyn & H. Jellinghaus regarding a moratorium waiver request at 200 Mountain Road; and Tarry Masterson regarding the February 17th blizzard. A copy of each piece of correspondence is attached hereto as a part of these minutes.

The Board considered the following requests for waiver from the Interim Development Law of 2003:

2003-13 Craig Ritchie – 16 North Eckar Street: Trustee Livingston made a motion to grant the waiver request. Trustee Beeney seconded the motion and it was unanimously approved.

2003-08 Denardo Development Corp. – Erie Street/Roland Road (15/P123A): consideration on this matter was deferred at the request of the applicant.

2003-09 C.M. Pateman - Undeveloped lot on Mountain Road (11/P27K): Trustee Beeney made a motion to deny the request for waiver. Trustee Livingston seconded the motion and it was unanimously approved.

2003-10 Hall – 200 Mountain Road: Trustee Livingston made a motion to grant the waiver request. Trustee Beeney seconded the motion and it was unanimously approved.

2003-13 R.E.R Development Corporation - Undeveloped lot on East Clinton Avenue (14/224/1): Trustee Livingston made a motion to refer the request to the Planning Board for their recommendation. Trustee Milano seconded the motion and it was unanimously approved.

The applications of Lundy/Chamberland (2003-19), Morley (2003-20), and Schaefer (2003-21) were not considered due to their late submission to the Board of Trustees.

Mayor Flood opened the public hearing on the tentative fiscal year 2003/04 operating budget. He presented the budget to those in attendance. The following modifications were made to the tentative budget:

Decrease general fund pension contribution \$214,499
Decrease library fund pension contribution \$11,000
Decrease interfund contribution to library fund by \$11,000
Decrease interfund revenue in library fund \$11,000
Increase Adventure Trek program budget in Recreation Department and increase Recreation Revenue \$25,000

Increase general contingency \$3,000

Additional questions were taken from those in attendance. After further discussion, Trustee Milano made a motion to close the public hearing. Trustee Livingston seconded the motion and it was unanimously approved.

Trustee Beeney made a motion to adopt the 2003/04 Village Budget as amended during the public hearing. Trustee Milano seconded the motion and it was unanimously approved.

No action was taken on the proposed inter-municipal agreement regarding the Greenburgh Villages' Drug & Alcohol Enforcement Task Force.

Mayor Flood reviewed the information surround the appeal by Erin Malloy and Robert Din of a Tree Preservation Commission denial of a tree permit application. After some discussion, Mayor Flood recommended that the Tree Preservation Commission revisit the application in light of the points made by Ms. Malloy & Mr. Din in the attached correspondence.

Mayor Flood provided some background on the project to construct a boat ramp at Scenic Hudson Park. Trustee Livingston made a motion to award a contract to the lowest responsible bidder Peter J. Landi, Inc. in the amount of \$46,000 and to authorize Stephen A. McCabe to execute a contract subject to review of counsel. Trustee Milano seconded the motion and it was unanimously approved.

Trustee Livingston made a motion to accept the report of the Clerk-Treasurer showing delinquent taxes as of March 31, 2003 and to authorize the imposition of a \$2 fee for each parcel for mailing of the statutory notification. Trustee Milano seconded the motion and it was unanimously approved. A list of delinquent taxes is attached hereto as a part of these minutes.

Mayor Flood opened a public hearing for the consideration of proposed amendments to the Board of Architectural Review Law (Chapter 9) of the Village Code. Mayor Flood outlined the proposed changes relating to the application procedures. He also noted that the proposed local law was considered a Type II pursuant to SEQRA and therefore does not require any further environmental review. After some discussion, Trustee Milano made a motion to close the public hearing. Trustee Derby made a motion to adopt the local law as presented. Trustee Milano seconded the motion and it was unanimously approved.

Trustee Derby discussed the activities of the Department of Public Works including spring cleanup, catch basin repair on West Clinton Avenue, and Arbor Day ceremonies.

Trustee Milano reported on Recreation Department programs and activities including the egg hunt, park permit issuance, soccer camp, and upcoming senior citizen activities.

Trustee Livingston reported that the Water Department had assisted the Parks Department in turning on the water in the parks. He also discussed the annual water quality report, sprinkler tests performed, and the Catskill aqueduct pump station. Trustee Livingston reported on the G.U.A.R.D. committee and the Board of Architectural Review.

Trustee Beeney announced a public hearing to be held by New York State on May 28 at 7:30 in the Irvington Public Library regarding the establishment of an historic district in and around Main Street. He also discussed an upcoming public hearing in Greenburgh on Taxter Ridge and the Comprehensive Plan public hearing to be held on April 28th. Trustee Beeney also outlined a recently received Automobile Association of America traffic report.

Deputy Administrator Don Marra reported on a District Attorney's office meeting to be held in which Irvington's Community Advisory Board coalition would be recognized for its outstanding and innovative work. Mr. Marra also announced the receipt of a \$20,000 grant through Senator Spano for Fire Department communication equipment. He thanked the efforts of Chief Anthony Tarricone in obtaining this grant.

Trustee Livingston made a motion for the Board to adjourn to executive session to take up legal and personnel matters. The motion was seconded by Trustee Milano and unanimously approved.

Upon reconvening from executive session, there being no further business, the meeting was adjourned.

Attachments